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MAY - 3 2004

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/768,190	02/02/2004	Stephane Bertaux	MERCK-2826

23599  
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
2203 CLARENDON BLVD.  
SUITE 1400  
ARLINGTON, VA 22201CASE \_\_\_\_\_  
ACTION Missing Parts Due  
DUE DATE 6/30/04 or

CONFIRMATION NO. 3655

## FORMALITIES LETTER



\*OC000000012494963\*

Date Mailed: 04/30/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$126 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1026 for a Large Entity.

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

08/31/2004 SZEWDIE1 00000081 10768190

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1202	126.00 OP

CASE \_\_\_\_\_

ACTION \_\_\_\_\_

DUE DATE \_\_\_\_\_

- Total additional claim fee(s) for this application is \$126

- \$126 for 7 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202


PART 1 - ATTORNEY/APPLICANT COPY



- ☐ Attached is the Sequence Disclosure as required.
- ☐ Attached is the Substitute Specification as required.
- ☐ Attached are the substitute drawings as required.
- ☐ Attached is an English translation of the application.
- ☐ Attached is a certified copy of French Application No.                      filed on                      .  
Acknowledgment of receipt of this document is hereby requested.

Attached is a check in the amount of \$ 1,446.00. However, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 and § 1.17 which may be required to facilitate this filing, or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

  
\_\_\_\_\_  
John A. Sopp, Reg. No. 33,103  
Attorney/Agent for Applicants

MILLEN, WHITE, ZELANO  
& BRANIGAN, P.C.  
Arlington Courthouse Plaza 1  
2200 Clarendon Blvd. Suite 1400  
Arlington, Virginia 22201  
Telephone: (703)243-6333  
Facsimile: (703) 243-6410

Attorney Docket No.: MERCK-2826

Date: August 30, 2004

JAS:ssr